

BOARD AUTHORITY OVER SOLID WASTE HANDLING AT RECYCLING OPERATIONS

Outside Regulatory Tier Structure

Operations and facilities that pass the following two-part test:

1. Materials Received are "Source Separated" or "Separated for Reuse"; and
2. Residual waste is less than 10% by weight of incoming tonnage, by the end of the first year the implementing regulations are in effect.

Examples (operations that would typically be outside of the regulatory tiers):

- Scrap Metal Recyclers
- Most Curbside Recycling Programs
- Drop-off and Buy Back Centers

Note: There is another group of facilities and operations that are outside the Board's regulatory authority, and will not be placed within the regulatory tiers. These facilities and operations are not within the regulatory tiers because they do not handle solid waste.

Examples:

- Generators of Solid Waste
- Manufacturers
- Demanufacturers and Disassemblers (not receiving mixed solid or putrescible waste)(e.g. "Wire Choppers", Circuit Board Recyclers, Auto Dismantlers, and Couch and Mattress Recyclers)
- Buy-Back Centers

Inside Regulatory Tier Structure

Operations and facilities that handle mixed solid waste or do not pass the two part test would be subject to Board regulation and placement within the tiers.

Examples:

- ✓ Material Recovery or Processing Facilities
- ✓ Transfer Stations
- ✓ Landfills
- ✓ Recycling Operations (That do not pass the two-part test)